



The Commonwealth of Massachusetts
Executive Office of Health and Human Services
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Boston, Massachusetts 02108

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Via e-mail

March 15, 2019

Jeremy Kane
MuckRock
69746-53967335@requests.muckrock.com

Re: Public Records Request Dated February 22, 2019 – Institute for Clinical and Economic Review

Dear Mr. Kane,

The Commonwealth of Massachusetts, Executive Office of Health and Human Services (EOHHS), responds to the above referenced public records request (PRR) dated February 22, 2019, wherein you specifically requested:

All communications including emails and written correspondence between the Institute for Clinical and Economic Review and the Executive Office of Health and Human Services from December 1, 2018 to February 22, 2019.

Enclosed please find a PDF document titled “Kane,” which contains fifty-three (53) combined responsive e-mail records. EOHHS has withheld or redacted certain records, as described below.

Personal contact information has been redacted from email records pursuant to G.L. c. 4, §7(26)(c), as it is private information, the disclosure of which may constitute an unwarranted invasion of personal privacy. Additionally, a personal credit card number constitutes “personal information” when combined with a resident’s first and last name pursuant to G. L. c. 93H, § 1(c).

Conference lines, passcodes and meeting web links are exempt from disclosure under G. L. c. 4, § 7 (26)(n), as they relate to “the security or safety of persons or buildings, structures, facilities, utilities, transportation, cyber security or other infrastructure located within the commonwealth, the disclosure of which, in the reasonable judgment of the record custodian..., is likely to jeopardize public safety or cyber security.”

EOHHS has withheld one (1) email record pursuant to G.L. c. 4, § 7(26)(g), as the emails content relates to trade/financial information, voluntarily provided to an agency, intended for use in governmental policy development, with the assurance of confidentiality, not submitted by law and not submitted as a condition of receiving a governmental benefit.

EOHHS now considers your request closed.

EOHHS reserves the right to retrieve any exempted, privileged, or otherwise protected materials or information inadvertently included in this production. Any such production is not, and shall not be considered or deemed, a waiver of any applicable privileges or protections from disclosure.

Pursuant to G.L. c. 66, § 10A, if you believe the agency has violated G.L. c. 66, § 10 and your request was made in writing, you may submit an appeal to the Supervisor of Public Records in the Office of the Secretary of the Commonwealth or seek judicial review by commencing a civil action in Suffolk Superior Court.

Sincerely,

Alexander D. deBlieck

Alexander D. deBlieck
Records Access Officer